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2 UNITED STATES DISTRICT COURT
3 WESTERN DISTRICT OF WASHINGTON
4 AT TACOMA

5 MICHAEL CARROLL,

6 Plaintiff,

7 v.

8 KELSEY STEWART, et al.,

9 Defendants.

CASE NO. C15-5170BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation ("R&R")
11 of the Honorable J. Richard Creatura, United States Magistrate Judge. Dkt. 94. The Court
12 having considered the R&R and the remaining record, and no objections having been
13 filed, does hereby find and order as follows:

14 (1) The R&R is **ADOPTED**;

15 (2) Defendants' second motion for summary judgment (Dkt. 80) is
16 **GRANTED** and plaintiff's claims are dismissed; and

17 (3) Defendants' first motion for summary judgment (Dkt. 52) is **DENIED** as
18 duplicative.

19 Dated this 18th day of April, 2017.

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22 BENJAMIN H. SETTLE
United States District Judge